

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ALABAMA
SOUTHERN DIVISION**

VINCENT LANHAM and EMILY
LANHAM,

Plaintiffs,

v.

PFIZER, INC., a Delaware
corporation, VALLEY HEALTH
SYSTEMS, INC., a federally qualified
health center, and JENIFER
HADLEY, D.O.,

Defendants.

CIVIL ACTION NO.
2:11-CV-00281-IPJ

(Case in other Court: West Virginia
Southern, 2:10-cv-03157)

ORDER

Upon motion of the Defendant United States of America, and for good cause shown, it is hereby,

ORDERED that the United States is substituted as party defendant for the Defendant Valley Health Systems, Inc., and Defendant Jennifer Hadley, D.O., and further, it is hereby,

ORDERED that the Defendant United States is dismissed without prejudice because Plaintiffs failed to exhaust their administrative remedies by not filing

administrative claims under the Federal Tort Claims Act ("FTCA"), 28 U.S.C. § 1346(b) and 28 U.S.C. §§ 2671-80, thus depriving the Court of subject matter jurisdiction.

So ORDERED this ____ day of _____, 2011.

INGE P. JOHNSON
UNITED STATES DISTRICT JUDGE